

PSJ15 Exh 60

1 IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF OHIO
2 EASTERN DIVISION

IN RE: NATIONAL PRESCRIPTION) No. 17-md-2804
OPIATE LITIGATION NO. 2804)
)
APPLIES TO ALL CASES) Hon. Dan A. Polster
)

7 HIGHLY CONFIDENTIAL - SUBJECT TO FURTHER
8 CONFIDENTIALITY REVIEW

VIDEO DEPOSITION OF JOHN GILLIES

February 8, 2019

11 9:04 a.m.

Reporter: John Arndt, CSR, CCR, RDR, CRR
15 CSR No. 084-004605
CCR No. 1186

1 DEPOSITION OF JOHN GILLIES produced,
sworn, and examined on February 8, 2019, at Bryan Cave
2 Leighton Paisner LLP, 211 North Broadway, Suite 3600,
in the City of St. Louis, State of Missouri, before
3 John Arndt, a Certified Shorthand Reporter and
Certified Court Reporter.

4
5 APPEARANCES OF COUNSEL

6 On Behalf of Plaintiffs:

Keller Rohrbach LLP
7 1201 Third Avenue, Suite 3200
Seattle, WA 98101
8 (206) 623-1900
BY: MR. DAVID J. KO
9 dko@kellerrohrbach.com
MR. DEAN KAWAMOTO
10 dkawamoto@kellerrohrbach.com
MS. ALISON GAFFNEY

11
On Behalf of Tennessee Action:
12 Branstetter, Stranch & Jennings, PLLC
223 Rosa L. Parks Avenue, Suite 200
13 Nashville, TN 37203
(615) 254-8801
14 BY: MS. TRICIA HERZFELD
triciah@bsjfirm.com

15
On Behalf of AmerisourceBergen:
16 Reed Smith LLP
136 Main Street, Suite 250
17 Princeton, NJ 08540
(609) 514-5959
18 BY: MS. SHANA E. RUSSO
srusso@reedsmith.com
19 (present via speakerphone)

20 On Behalf of Walmart:
Jones Day
21 325 John H. McConnell Boulevard, Suite 600
Columbus, OH 43215
22 (614) 469-3939
BY: MS. BRANDY H. RANJAN
23 branjan@jonesday.com
24

1 APPEARANCES OF COUNSEL (CONTINUED)

2

On Behalf of Cardinal Health:

3

Armstrong Teasdale, LLP

7700 Forsyth Boulevard, Suite 1800

4

St. Louis, MO 63105

(314) 552-6672

5

BY: MS. SARAH E. HARMON

sharmon@armstrongteasdale.com

6

On Behalf of Mallinckrodt, SpecGX LLC, and John

7

Gillies:

Ropes & Gray LLP

8

800 Boylston Street

Boston, MA 02199

9

(617) 951-7000

BY: MR. ANDREW O'CONNOR

10

andrew.o'connor@ropesgray.com

MR. JOSH GOLDSTEIN

11

joshua.goldstein@ropesgray.com

12

Also present: James Arndt, videographer

13

14

15

16

17

18

19

20

21

22

23

24

1 to purchase opioid products?

2 A. I know where my knowledge comes from.

3 Q. But I'm just --

4 A. From my previous employer.

5 Q. Well, but I'm not asking you for
6 confidential information or detailed information.

7 A. Okay.

8 Q. I'm just saying that given the press
9 and the -- well, given the widespread press coverage of
10 Florida, which I mean, you as well as other people
11 understand, isn't it common knowledge that people go
12 into Florida to buy drugs because of the liberal
13 business practices and then they take those drugs out
14 of Florida?

15 A. Thank you.

16 Q. Is that generally understood, sir?

17 A. Thank you. That's a different question,
18 and the answer is yes.

19 Q. So I'm handing you what's marked as
20 Exhibit 36.

21 [Exhibit Mallinckrodt-Gillies-036
22 marked for identification.]

23 Q. And this is a prior exhibit from the Neely
24 deposition, Mallinckrodt Exhibit 14. Bates number is

1 about California, Idaho, Oklahoma, or Mississippi?

2 MR. O'CONNOR: Objection to form.

3 A. No Idaho, Oklahoma, Mississippi. Knew
4 that there were some high-concentration areas in
5 California, but not aware of diversion.

6 BY MR. KAWAMOTO:

7 Q. And so when you say high-concentration
8 areas, what are you referring to?

9 A. I'm referring to the heat map showing that
10 there was pockets within California that hydro products
11 were the primary drug being prescribed.

12 Q. Did you do anything to investigate those
13 pockets in California?

14 MR. O'CONNOR: Objection to form.

15 A. We did look at pharmacies in California.

16 BY MR. KAWAMOTO:

17 Q. So turning to Page 12. It says many warm
18 and hotspots in Florida, but limited across the rest of
19 the country. Shows geographical differences in
20 potential abuse patterns. Do you know what that means?

21 A. I'm not really sure what this -- what
22 that's referencing.

23 Q. And I notice it says one can also follow
24 the Oxy Express, Highway 75, and see all the cool spots

1 that pop up along the highway known to be used by
2 drug-seekers traveling for pills, according to the DEA.

3 Are you familiar with the term Oxy
4 Express?

5 A. Yes.

6 Q. And what is the Oxy Express?

7 A. Drug-seekers along the I-75 corridor.

8 Q. And the Oxy Express connects all of those
9 states -- I mean, it starts in Florida and it goes up,
10 does it not?

11 A. Yes.

12 MR. O'CONNOR: Objection to form.

13 BY MR. KAWAMOTO:

14 Q. So turning to Page 15. And it says
15 Kentucky critical spot facts. Over 23 million tablets
16 were prescribed since March 2010 -- and my apologies.
17 I'm reading from the PowerPoint. Over 23 million
18 tablets were prescribed since March 2010 in an area
19 with a total population of 3.1 million. Total supply
20 of dispensed tablets is enough to give every person in
21 the population almost eight tablets.

22 Were you aware of that information?

23 A. No.

24 Q. 31 percent of all tablets were paid with